

HOUSE COMMITTEE ON JUDICIARY, SUBCOMMITTEE ON CIVIL LAW

March 16, 1993 Hearing Room 357 1:00 p.m. Tapes 45 - 46

MEMBERS PRESENT: Rep. Tom Brian, Chair Rep. Tom Mason Rep. Jim Edmunson

MEMBERS EXCUSED: Rep. Ken Baker

VISITING MEMBER: Rep. Kevin Mannix, District 32

STAFF PRESENT: Katy Yetter, Committee Clerk Carole Souvenir,
Legislative Counsel

MEASURES CONSIDERED: HB 2504 - Relating to the family court
system SB 257 - Reorganizes juvenile code HB 3209 - Related to
attorney fees under Residential Landlord and
Tenant Act

HB 2391 - The bootleg bill HB 2618 - Relating to damages to a minor
via drug

transfer.

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These minutes contain materials which paraphrase and/or summarize
statements made during this session. Only text enclosed in
quotation marks report a speaker's exact words. For complete contents
of the proceedings, please refer to the tapes. [--- Unable To Translate
Graphic ---]

TAPE 45, SIDE A

002 CHAIR BRIAN opens meeting at 1:15 p.m.

WORK SESSION ON HB 2391

WITNESSES: Rep. Kevin Mannix, District 32

010 REP. KEVIN MANNIX, DISTRICT 32: Testifies in favor of HB 2391

026 MOTION: REP. EDMUNSON: Moves HB 2391 to the Full committee
with a DO PASS recommendation.

028 VOTE: In a roll call vote, all members vote AYE. Rep.
Baker is EXCUSED.

030 CHAIR BRIAN: The motion CARRIES.

PUBLIC HEARING ON HB 2504

036 HOLLY ROBINSON, COMMITTEE COUNSEL: Presents Staff Measure Summary -Allows family courts to be established in a circuit court district.

058 CHAIR BRIAN: Closes hearing on HB 2504

WORK SESSION ON HB 2618

060 REP. KEVIN MANNIX, DISTRICT 32: Suggests language change from "property owner" to "property controller."

080 MOTION: REP. EDMUNSON: Moves to ADOPT language suggested by Rep. Mannix to HB 2618 on Page 2 Line 2 and Page 1 Line 5

"property owner to property controller."

100 VOTE: CHAIR BRIAN: Hearing no objection, the motion CARRIES. Rep. Baker is EXCUSED.

105 MOTION: REP. EDMUNSON: Moves HB 2618 AS AMENDED to the Full Committee with a DO PASS recommendation.

114 VOTE: In a roll call vote, all members vote AYE. Rep. Baker is EXCUSED.

116 CHAIR BRIAN: The motion CARRIES.

RE-OPEN PUBLIC HEARING ON HB 2504

WITNESSES: Judge Stephen Herrell, Multnomah County Timothy Travis, Juvenile Rights Project Katharine English, Family Court Subcommittee

116 JUDGE STEPHEN HERRELL: Testifies in favor of HB 2504.

127 TIMOTHY TRAVIS, JUVENILE RIGHTS PROJECT: Presents testimony on HB 250 4 (EXHIBIT A).

144 KATHARINE ENGLISH, FAMILY COURT SUBCOMMITTEE: Testifies in favor of HB 2504.

WORK SESSION ON HB 2504

213 HOLLY ROBINSON, COMMITTEE COUNSEL: Indicates that there are -2 amendments to consider.

250 MOTION: REP. EDMUNSON: Moves to ADOPT the -2 amendments dated 3-8-93 to HB 2504.

260 VOTE: CHAIR BRIAN: Hearing no objection, the motion CARRIES. Rep. Baker is EXCUSED.

262 MOTION: REP. EDMUNSON: Moves HB 2504 AS AMENDED to the Full Committee with a DO PASS recommendation.

273 REP. MASON: Comments on the power of the family court and how it will interact with the existing court system.

333 VOTE: In a roll call vote, all members vote AYE. Rep. Baker is EXCUSED.

336 CHAIR BRIAN: The motion CARRIES.

PUBLIC HEARING ON SB 257

WITNESSES: Judge Stephen Herrell Douglas Hutchinson, Indian Services LaVonne M. Lobert-Edmo Len Munks, Childrens Service Division (CSD) Katharine English, Juvenile Code Revision Gina Wood, Youth Commission Maria Tenorio, Klamath Tribes

360 HOLLY ROBINSON, COMMITTEE COUNSEL: Provides Staff Measure Summary. -Reorganizes existing juvenile law into four chapters.

TAPE 46, SIDE A

001 JUDGE STEPHEN HERRELL: Testifies in favor of SB 257.

120 LEN MUNKS, CSD: Presents testimony on SB 257 (EXHIBIT B).

150 GINA WOOD, YOUTH COMMISSION: Presents testimony on SB 257 (EXHIBIT C).

180 KATHARINE ENGLISH, JUVENILE CODE REVISION: Testifies in favor of SB 257.

250 DOUGLAS HUTCHINSON, INDIAN SERVICES COMMISSION: Testifies on behalf of the Indian populace of Oregon--neither for nor against the bill.

300 LaVONNE LOBERT-EDMO: Testifies on SB 257. -Expresses concerns over the Indian Child Welfare Act and how the bill

may affect the Indian population.

TAPE 45, SIDE B

010 HERRELL: States that the bill has values that are intrinsic and should be examined before moving on the bill.

029 LOBERT-EDMO: States that the Act must be addressed within the bill

050 MARIA TENORIO, KLAMATH TRIBES: Testifies in favor of SB 257.

PUBLIC HEARING ON HB 3209

WITNESSES: Kent Romney, Portland Emily Cedarleaf, Multifamily Housing Council David Tilton, Oregon Legal Services (OLS) Robert Simon, Attorney Mark Peterson, Law Reform Jerry Mason, Westland Investment Co.

180 CAROLE SOUVENIR, COMMITTEE COUNSEL: Reviews Staff Measure Summary. -Specifies when attorney fees can be awarded under the residential

Landlord and Tenant Act.

190 KENT ROMNEY, PORTLAND: Testifies in favor of HB 3209.

380 DAVID TILTON, OLS: Presents testimony on HB 3209 (EXHIBIT D).

TAPE 46, SIDE B

073 EMILY CEDARLEAF, MULTIFAMILY HOUSING COUNCIL: Presents testimony on HB 3209 (EXHIBIT E).

090 MARK PETERSON, LAW REFORM: Testifies against HB 3209.

245 JERRY MASON, WESTLAND INVESTMENT CO.: Testifies in favor of HB 2309.

300 ROBERT SIMON, LAKE OSWEGO: Testifies in favor of HB 3209.

371 CHAIR BRIAN adjourns meeting at 3:03 p.m.

Submitted by:

Reviewed by:

Katy Yetter
Committee Coordinator

Anne May Committee Clerk

EXHIBIT LOG:

A - Testimony on HB 2504 - T. Travis - 2 pages B - Testimony on SB 257 - Len Munks - 1 page C - Testimony on SB 257 - G. Wood - 7+ pages D - Testimony on HB 3209 - D. Tilton - 6 pages E - Testimony on HB 3209 - E. Cedarleaf - 1 page F - Testimony on HB 3209 - 3 pages G - Testimony on HB 2391 - 5 pages H - Testimony on HB 2618 - 2 pages I - Amendments to HB 2618 - Kevin Mannix - 1 page J - Testimony on SB 257 - Oregon Pro-Gun - 11 pages K - Testimony on SB 257 - 20 pages